

**Applicant(s):** Tateishi et al.

Docket No.

**TSL1469CIP**

Serial No.

**09/846,834**

Filing Date

**May 1, 2001**

**Examiner**

**Cross, Lotoya**

### Group Art Unit

1743

**Invention: VISCOUS LIQUID VIBRATION DAMPING COMPOSITION**

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I hereby certify that this

**RESPONSE; TERMINAL DISCLAIMER**

***(Identify type of correspondence)***

is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. 703-872-9306)

on **MARCH 1, 2004**

**(Date)**

**KELLY J. SMITH**

(Typed or Printed Name of Person Signing Certificate)

*Kelly J. Smith*  
(Signature)

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of ) Group Art Unit 1743  
Mari Tateishi & Shoji Akamatsu )  
Serial No. 09/846,834 )  
Filed May 1, 2001 )  
Title Viscous Liquid Vibration Damping Composition )  
Docket No. TSL 1469 CIP ) February 27, 2004

REPLY - 37 CFR 1.111

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450


Sir:

In response to the Patent Office Action dated February 12, 2004, applicants are submitting herewith a Terminal Disclaimer Under 37 CFR 1321(c). In the Office Action, the Examiner rejected pending Claims 1-6 and 13 on the ground of double patenting, based on US 6,605,231, but indicated that the rejection could be overcome, by the timely filing of a terminal disclaimer in compliance with 37 CFR 1.321(c).

Such a disclaimer is attached, and therefore the Examiner is requested to withdraw the rejection and pass the case to issue.

Respectfully submitted,

DOW CORNING CORPORATION

  
Jim L. De Cesare  
Reg. No. 27979, Telephone (989) 496-4235

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

) Group Art Unit 1743

Mari Tateishi & Shoji Akamatsu

) Examiner Latoya I. Cross

Serial No. 09/846,834

Filed May 1, 2001

Title Viscous Liquid Vibration Damping Composition

Docket No. TSL 1469 CIP

) February 27, 2004

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*TERMINAL DISCLAIMER - 37 CFR 1321(c)*

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

*Identification Of Person Making Disclaimer*

I, Jim L. De Cesare, residing at Midland, Michigan 48642, am an attorney of record in the above-identified application, and a representative authorized to sign on behalf of the assignee.

*Identity of Assignee and Title of Disclaimant*

The assignee is Dow Corning Toray Silicone Company, Limited, Tokyo, Japan, and my title is Senior Patent Attorney.

*Recording of Assignment in US Patent Office*

The assignment was recorded May 1, 2001, Reel 011781, Frame 0946.

*Extent of Interest*

The extent of our interest is in the whole of the invention.

*Establishing Right of Assignee to Take Action - 37 CFR 3.73(b)*

I reviewed the evidentiary documents referred to above, and certify that to the best of my knowledge and belief, title is ours as assignee seeking to take action.

*Disclaimer*

I disclaim the terminal part of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term of:

United States Patent No. 6,605,231, as presently shortened by any terminal disclaimer,

AND agree that any patent so granted on the above-identified application, will be enforceable only for and during such period that legal title to said patent is the same as legal title to:

United States Patent No. 6,605,231,

THIS agreement to run with any patent granted on the above-identified application, and bind the grantor, successors, or assigns.

NO disclaimer is made to any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term of:

United States Patent No. 6,605,231, as presently shortened by any terminal disclaimer,

IN the event that it (i) later expires for failure to pay a maintenance fee, is (ii) held unenforceable, (iii) found invalid, (iv) statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(a), (v) has all claims canceled by reexamination certificate, or (vi) otherwise terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer, except for separation of legal title, stated above.

*Fee Payment*

Payment of the disclaimer fee of \$110.00 is authorized to be charged to Deposit Account 04-1520. Any insufficiency should be debited to Deposit Account 04-1520.

Respectfully submitted,

DOW CORNING CORPORATION



Jim L. De Cesare  
Attorney of Record and Representative  
Authorized to Sign on Behalf of Assignee